

Calendar Date: 06/11/10

All corrections to notes on this calendar should be filed no later than 06/04/10.

Document filed after this time may not be reviewed prior to hearing and could result in a continuance of your case. The update to these notes will be posted in the late afternoon of the following day.

The Probate Examiners can be reached at ProbateNotes@sb-county.gov. Emails must have the case identification information and hearing time/date in the subject line. No attachments will be opened. Probate Examiners can only respond to inquiries regarding the meaning of comments in the notes. PLEASE DO NOT SEND EMAILS TO STATE THAT DOCUMENTS HAVE BEEN FILED, TO REQUEST A CONFIRMATION OF WHETHER DOCUMENTS HAVE BEEN RECEIVED, OR TO REQUEST THE CLEARING OF NOTES. No legal or procedural advice may be given.

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: COMMISSIONER DEBORAH DANIEL

DATE: 06/11/10 TIME: 8:30 DEPT: S6P

CASE#: GAR SS1000121

CASE NAME: MTR RE ISAAC MORALES

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:
JUAN ESAU MORALES (GP)...ROBERT ROMAN
ISAAC MORALES (MIN)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by brother, minor 16

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Need to file proof of personal service on mother and father or due diligence declaration(s).
2. Need to file proof of personal service on minor.
3. The court previously dispensed with notice to paternal grandfather and sisters of minor.

RECOMMENDATION

Need notice and then Court's discretion.

(gls)

Superior Court of Calif, County of San Bernardino

Page: 2

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: COMMISSIONER DEBORAH DANIEL

DATE: 06/11/10 TIME: 8:30 DEPT: S6P

CASE#: SG SS05762

CASE NAME: MTR RE ALEC SANCHEZ

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

CRAIG MEANS	(GP)...PRO/PER
MARY MEANS	(GP)...PRO/PER
ALEC SANCHEZ	(MIN)...

GENERAL INFORMATION

Continued from 02/26/10. Guardian to file proof of guardianship filed in the State of Iowa. Guardian may appear via Court call at next hearing.

Last continued from 04/02/10 and 5/7/10. No appearance. Need proof of Iowa guardianship and proof of service on paternal grandparents. Court orders appearance by guardians at next hearing if there is no verification or proof of Iowa guardianship. If no appearance and no proof of guardianship, Court will address sanctions and possible dismissal.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship, minor 6.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Guardians moved to Iowa. Petitioner had four months to file a new guardianship petition in the State of Iowa. This case will be dismissed upon verification of the new petition filed, at which time California will relinquish jurisdiction.
2. Need proof of Iowa Guardianship.
3. Need notice of hearing and proof of service for paternal grandparents.
4. Mother signed waiver and consent.

RECOMMENDATION

Need notice then Court's discretion.

(/gls)

Superior Court of Calif, County of San Bernardino

Page: 1

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JUDGE TARA REILLY

DATE: 06/11/10 TIME: 8:30 DEPT: S8P

CASE#: GAR SS1000067

CASE NAME: MTR RE IAN SCOTT JOHNSON

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

EVELYN GEORGE (GP)...PRO/PER
IAN SCOTT JOHNSON (MIN)...

GENERAL INFORMATION

Temporary orders granted on 3/25/10.

Continued from 4/23/10 at request of DCS.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by non-relative, minor 13

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Minor has signed waiver and consent.
2. Mother was personally served on 3/22/10.
3. Due diligence declaration filed for father indicating efforts to locate were unsuccessful. JTD
4. Due diligence declaration filed for paternal grandmother indicating efforts to locate were unsuccessful. JTD
5. Need to file proof of mailed service on Dept. of Children's Services (DCS).
6. Need DCS report as petitioner is a non-relative.

RECOMMENDATION

Need DCS report and then Court's discretion.

(gls)

Superior Court of Calif, County of San Bernardino

Page: 2

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JUDGE TARA REILLY

DATE: 06/11/10 TIME: 8:30 DEPT: S8P

CASE#: GAR SS1000070

CASE NAME: MTR RE KEVIN JEROME LEE

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

KAREN THRELKELD	(GP)...PRO/PER
KEVIN JEROME LEE	(MIN)...

GENERAL INFORMATION

Temporary orders denied on 4/1/10 (no emergency)

Continued from 4/23/10 to clear calendar notes

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by maternal grandmother, minor 14

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Minor was personally served on 3/25/10.
2. Proof of personal service is filed as to mother indicating service was made on "4/1/08". Question if this is a typo and should be "4/1/10". File verified supplement or amended proof of personal service.
3. Due diligence declaration filed as to father indicating address is unknown, but petitioner telephoned father who indicated he was in agreement. Court may wish to inquire whether petitioner could obtain an address from father for personal service to be made. JTD
4. Due diligence declarations filed as to paternal grandparents indicating efforts to locate were unsuccessful. JTD
5. Court may wish to review Confidential Screening form (tabbed).

RECOMMENDATION

Need clarification of notes 2 and 3 and then Court's discretion.

(gls)

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR

HONORABLE: JUDGE TARA REILLY

DATE: 06/11/10 TIME: 8:30 DEPT: S8P

CASE#: GAR SS1000079

CASE NAME: IN MTR RE DANIELA N. RAMIREZ ETAL

HEARING:
Hearing re: Petition for Appointment of Guardian

COUNSEL:
HORTENCIA GARCIA (GP)...PRO/PER
DANIELA NAOMI RAMIREZ (MIN)...
RUBY ENEDY GARCIA (MIN)...

GENERAL INFORMATION

Continued from 4/30/10. Court accepts due diligence as to minors fathers and Daniela's paternal grandparents.

THIS CASE IS SET FOR HEARING ON Petition for guardianship person only by maternal aunt, minors Daniela 11 and Ruby 5.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Mother is allegedly in Mexico and unable to return to the United States. Need notice of hearing and proof of service either by a) international registered mail, return receipt; b) service by agent (typically an attorney in Mexico); c) service by Letters Rogatory; or (d) service via the Mexico Ministry of Foreign Affairs. CCP section 413.10(c); Pr.C. 1511; In re Alyssa F. (2003) 112 Cal. App. 4th 846, 885, fn. 10 (copy in confidential jacket of court file); Convention on the "Service Abroad of Judicial and Extrajudicial Documents" in Civil or Commercial Matters, Nov. 15, 1965, 20 U.S.T. 361, T.I.A.S. No. 6638 (Hague Service Convention). **Due**

diligence declaration filed indicating efforts to locate an address were unsuccessful. JTD

2. Due diligence declarations filed as to father of Ruby and paternal grandparents indicating names/whereabouts are unknown. JTD
3. Due diligence declarations filed as to father of Daniela and paternal grandparents indicating efforts to locate were unsuccessful. Petitioner alleges father is not a US. Citizen. JTD
4. Due diligence declarations filed as to maternal grandparents indicating efforts to locate were unsuccessful. JTD
5. Court to see confidential screening form (tabbed).

RECOMMENDATION

Court's discretion.

Cbr/gls

Superior Court of Calif, County of San Bernardino

Page: 4

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JUDGE TARA REILLY

DATE: 06/11/10 TIME: 8:30 DEPT: S8P

CASE#: GAR SS900370

CASE NAME: IN MTR RE ISAIAH DONTE' CARR

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

MAIIA D CARRINGTON (GP)...PRO/PER
ISAIAH DONTE' CARR (MIN)...

GENERAL INFORMATION

Temporary orders granted on 11/10/09.

Continued from 12/04/09, 02/05/10, 04/02/10 and 5/7/10.

THIS CASE IS SET FOR HEARING ON Petition for guardianship person only by maternal aunt, minor 7.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Petitioner indicates father is deceased as of 11/29/09. Copy of obituary from services filed (tabbed).
2. Mother signed consent and waiver.
3. Due Diligence filed on paternal grandparents and maternal grandfather (tabbed).
Due diligence not sufficient.

RECOMMENDATION

Need to clear note 3.

Cbr/gls

Superior Court of Calif, County of San Bernardino

Page: 5

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JUDGE TARA REILLY

DATE: 06/11/10 TIME: 8:30 DEPT: S8P

CASE#: GAR SS900380

CASE NAME: IN MTR RE JOSIAH DAVID HARDING

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

WILLIAM MARTINEZ (GP)...PRO/PER
LINDA STEELE (GP)...PRO/PER
JOSIAH DAVID HARDING (MIN)...

GENERAL INFORMATION

Continued from 12/11/09, 02/19/10 and 4/30/10. Temporary orders denied.

THIS CASE IS SET FOR HEARING ON Petition for guardianship person only by non-relatives, minor 4.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Mother signed nomination consent and waiver.
2. Due diligence filed for father and paternal grandparents (tabbed). JTD
3. Need notice of hearing and proof of mailed service or due diligence declaration for maternal grandfather.
4. Court to see confidential screening form (tabbed).
5. Petitioners are non-relatives per Pr. C. § 1513(g). **Need DCS report.**

RECOMMENDATION

Need notice, DCS report and then Court's discretion.

Cbr/gls

Superior Court of Calif, County of San Bernardino

Page: 6

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JUDGE TARA REILLY

DATE: 06/11/10 TIME: 8:30 DEPT: S8P

CASE#: SG SS01558

CASE NAME: MATTER OF MICHELLE PONCE ET AL

HEARING:

Hearing re: Petition for Termination of Guardianship

COUNSEL:

BERTHA PONCE	(MIN)...
MICHELLE PONCE	(MIN)...
JESSE R. FUENTES	(GP)...PRO/PER
LUCY FUENTES	(GP)...PRO/PER
BERTHA PONCE	(GP)...BAYER, CUTSINGER & LOPEZ

GENERAL INFORMATION

Continued from 10/2/09. Court finds that minor, Bertha Ponce, has run away and that DCS is currently involved.

Continued from 10/30/09, 2/19/10 and 4/23/10. Court noted that DCS is currently involved in case and court continued per DCS results. On 2/19/10, Court referred matter to Court Investigator for investigation and report re alternative placement (CI report subsequently filed)

THIS CASE IS SET FOR HEARING ON Petition for Termination filed by guardians, over minor, Bertha (16), only

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Guardians were originally appointed 1/10/97. Guardians allege minor no longer wishes to live with them. No alternative placement is suggested.
2. Mother, Alice Fuentes, was personally served on 9/9/09.
3. Father, Rudy Ponce, was personally served on 9/7/09.
4. Minor was personally served 3/18/10.

5. Due diligence declaration filed as to paternal grandfather indicating he is deceased.
6. Due diligence declaration filed as to paternal grandmother indicating efforts to locate were unsuccessful. JTD
7. Due diligence declaration filed as to maternal grandmother indicating she is deceased.
8. **Court Investigator's report is filed and recommendation tabbed. It appears Juvenile Court now has jurisdiction of the matter.**

RECOMMENDATION

Dismiss without prejudice as the Juvenile Court has jurisdiction.

(gls/cbr/gls)

Superior Court of Calif, County of San Bernardino

Page: 7

CIVPRO San Bernardino Superior Court
San Bernardino District
PROBATE/CONSERVATORSHIP CALENDAR
HONORABLE: JUDGE TARA REILLY

DATE: 06/11/10 TIME: 8:30 DEPT: S8P

CASE#: SG SS04389

CASE NAME: MTTR OF DANIEL WAYNE MESTAS GOODFIELD

HEARING:

Hearing re: Petition for Appointment of Guardian

COUNSEL:

MAUREENA SHORT (GP)...PRO/PER
ROBERT SHORT (GP)...PRO/PER
DANIEL WAYNE MESTAS GOODFIELD (MIN)...
KIMBERLY S GOODFIELD (SG)...PRO/PER

GENERAL INFORMATION

Temporary guardianship issued to successor guardians on 5/17/10

THIS CASE IS SET FOR HEARING ON Petition for Successor Guardianship, person only,
by paternal grandfather and step-grandmother, minor 9

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Current guardians, Maureena Short and Robert Short, have signed waiver and consent.
2. Mother, Belinda Shine, and father, Daniel Goodfield, have signed nomination, waiver and consent.
3. Petitioners request to excuse notice to maternal grandfather as he is not listed on birth certificate and mother has no information or knowledge of his name or whereabouts. JTD

RECOMMENDATION

Court's discretion.

(gls)